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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Mizzer et al. )  
Serial No.: 10/623,355 )  
Filed: July 18, 2003 ) Group Art Unit: 1743  
For: Method for Increasing Capacity in an )  
Automatic Clinical Analyzer by Using )  
Modular Reagent Delivery means )  
Atty Docket No.: DCS-9129 )

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

For the above-referenced application, enclosed please find a Combined Declaration and Power of Attorney for the inventor Allan Tit-Shing Chow (1cc, 3pgs); a copy of the Filing Receipt mailed 10/21/2003 (1cc, 2pgs) and a Request for a Corrected Filing Receipt (1cc, 1pg).

Respectfully submitted,

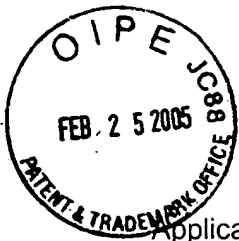
Robert N. Carpenter  
Registration No. 40,409  
Attorney for Applicant

DADE BEHRING INC.  
1717 Deerfield Rd, PO Box 778  
Deerfield, IL 60015-0778  
Phone: 847-267-5351  
Fax: 847-267-5376

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 22 day of February, 2005.

Susan Henderson



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Mizzer et al. )  
Serial No.: 10/623,355 ) Group Art Unit: 1743  
Filed: July 18, 2003 )  
Title: Method for Increasing Capacity in an ) Examiner: Unknown  
Automatic Clinical Analyzer by Using )  
Modular Reagent Delivery Means )  
Atty Docket No.: DCS-9129


**REQUEST FOR CORRECTED FILING RECEIPT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

A correction of the Filing Receipt is requested for the patent application identified above. The filing receipt erroneously does not include Allan Tit-Shing Chow as an inventor. Mr. Chow was listed on the originally filed Combination Declaration and Power of Attorney, but was not available to execute the document. The applicants now submit herewith a Combined Declaration and Power of Attorney executed by Mr. Chow. If there are any fees associated with this change, please charge our Deposit Account #04-0010. Three copies of this letter are enclosed for accounting purposes.

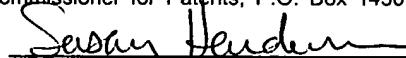
Respectfully submitted,

  
Robert N. Carpenter  
Registration No. 40,409  
Attorney for Applicant

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Susan Henderson

COPY

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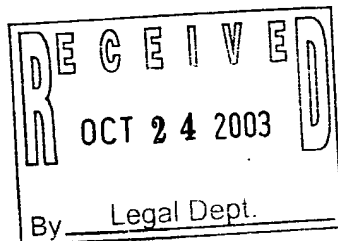


## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/623,355	07/18/2003	1743	750	DCS-9129	7	6	1

34500  
 DADE BEHRING INC.  
 LEGAL DEPARTMENT  
 1717 DEERFIELD ROAD  
 DEERFIELD, IL 60015



CONFIRMATION NO. 5039

## FILING RECEIPT



\*OC000000011073961\*

Date Mailed: 10/21/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

John Paul Mizzer, Newark, DE;  
 Stephen L. Frye, Newark, DE;  
 William Jackson Devlin SR., Lincoln University, PA;  
 Allan Tit-Shing Chow, Wilmington, DE

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 10/21/2003

Projected Publication Date: 01/20/2005

Non-Publication Request: No

Early Publication Request: No

## Title

Method for increasing capacity in an automatic clinical analyzer by using modular reagent delivery means

**Preliminary Class**

436

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

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**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



Docket No.: DCS-9129

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COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor(s), I/we hereby declare that:

My/our residence, post office address, and citizenship are as stated below next to my/our name(s):

I/we believe I/we am/are the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD FOR INCREASING CAPACITY IN AN AUTOMATIC CLINICAL ANALYZER BY USING MODULAR REAGENT DELIVERY MEANS

the specification of which; (check one)

☒ [ X ] is attached hereto.

☐ [ ] was filed on \_\_\_\_\_  
as Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable).

I/we hereby state that I/we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I/we acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I/we hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application of patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

			<u>Priority Claimed</u>	
			Yes	No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]

I/we hereby claim the priority benefit under Title 35, United States Code §120, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I/we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a), which is material to the examination of this application and which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

## COMBINED DECLARATION AND POWER OF ATTORNEY

Prior U.S. Application(s)

  X   no such applications filed.  
       such applications identified as follows:

Priority Claimed

Yes	No
[ ]	[ ]

<u>                    </u> (Application Serial No.)	<u>                    </u> (Filing Date)	<u>                    </u> (Status)
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<u>                    </u> (Application Serial No.)	<u>                    </u> (Filing Date)	<u>                    </u> (Status)
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<u>                    </u> (Application Serial No.)	<u>                    </u> (Filing Date)	<u>                    </u> (Status)
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I/we hereby declare that: as to any claimed subject matter of this application which is common to my/our earlier United States or foreign application(s), if any, which I/we have identified above and claimed the benefit of priority thereof, I/we do not believe that the same was ever known or used in the United States before my/our invention thereof or patented or described in any printed publication in any country before my/our invention thereof or more than one year prior to the first of said earlier application(s), or in public use or on sale in the United States more than one year prior to the first of said earlier application(s), and that the said common subject matter has not been patented or made the subject of an inventor's certificate before the date of the first of said earlier U.S. application(s) in any country foreign to the United States on an application, filed by me/us or my/our legal representatives or assigns more than twelve months (six months if the present application is a Design patent application) prior to the first of said earlier U.S. application(s), if any; and that, as to any claimed subject matter of this application which is not common to said earlier application(s), if any, I/we do not know and do not believe that the same was ever known or used in the United States before my/our invention thereof or patented or described in any printed publication in any country before my/our invention thereof or more than one year prior to the date of this application, or in public use or on sale in the United States more than one year prior to the date of this application, and that said subject matter has not been patented or made the subject of an inventor's certificate in any country foreign to the United States on an application filed by me/us or my/our legal representative or assigns more than twelve months (six months if the present application is a Design patent application) prior to the date of this application.

I/we hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Louise S. Pearson, Reg No 32,369; Cynthia G. Tymeson, Reg No 34,745; Leland K. Jordan, Reg No 36,560; and Robert N. Carpenter, Reg No 40,409

Address all telephone calls to telephone number (847) 267-5365.

Address all correspondence to Dade Behring Inc. 1717 Deerfield Road, #778  
Deerfield, Illinois 60015


I/we hereby declare that all statements made herein of my/our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States code and that such willful false statement may jeopardize the validity of the application or any patent issued thereon.

## COMBINED DECLARATION AND POWER OF ATTORNEY

Full Name of First Inventor John Paul Mizzer	Inventor's Signature	Date
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Full Name of Third Inventor William Jackson Devlin, Sr.	Inventor's Signature	Date
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Post Office Address		

Full Name of Fourth Inventor Allan Tit-Shing Chow	Inventor's Signature 	Date 2/18/2025
Residence 109 Banbury Drive Wilmington, DE 19803	Citizenship USA	
Post Office Address		

Full Name of Fifth Inventor	Inventor's Signature	Date
Residence	Citizenship	
Post Office Address		